

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: David A.G. Deacon

Serial No.: Not Assigned Group Art Unit: Not Assigned

Filed: Herewith

Examiner: Not Assigned

For: WAVELENGTH TUNABLE OPTICAL COMPONENTS

CERTIFICATE OF EXPRESS MAILING

LABEL NUMBER ET418725686US

DATE OF DEPOSIT NOVEMBER 8, 2001

I HEREBY CERTIFY THAT THIS PAPER OR FEE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE "EXPRESS MAIL POST OFFICE TO ADDRESSEE" SERVICE UNDER 37 C.F.R. §1.10 ON THE DATE INDICATED ABOVE AND IS ADDRESSED TO THE ASSISTANT COMMISSIONER FOR PATENTS, WASHINGTON, D.C. 20231

Ralph Veseli

RALPH VESELI

LETTER TO EXAMINER

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Applicant wishes to inform the Office that language found in claim 1 of U.S. Patent No. 5,253,314 ('314 Patent) can be found in Applicant's claim 20 and 27 and that language found in claim 1 of U.S. Patent No. Re. 36,710 ('710 Patent) can be found in Applicant's claim 54. While Applicant believes that Applicant's claim 20, 27, and 54 define inventions which are separately and distinctly patentable over the inventions defined in claim 1 of the '314 Patent and the '710 Patent, Applicant wishes to inform the Office of the above facts and thereby comply with

Applicant's duty of candor, good faith, and disclosure
under 37 CFR 1.56.

A Notice of Allowability is earnestly solicited.

Respectfully submitted,

Ralph Veseli

Ralph Veseli
Reg. No. 33,807

SPARKOLOR CORPORATION
2230 Martin Avenue
Santa Clara, CA 95050
(408) 350 0491